



COMMONWEALTH of VIRGINIA  
Office of the Attorney General

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April 7, 2009

Evelyn B. Brown  
Executive Director  
Virginia Board of Psychology  
9960 Mayland Drive, Suite 300  
Richmond, VA 23233-1463

**RE: 18VAC125-20-10 et seq., Regulations Governing the Practice of Psychology**

Dear Ms. Brown:

You have asked whether the proposed changes to the above-cited regulations are exempt from the operation of Article 2 of the Administrative Process Act.

The proposed amendments, to conform regulations to changes in the Code pursuant to Chapter 687 of the 2009 Acts of the Assembly, are exempt in accordance with § 2.2-4006 A 4, which provides an exemption for regulations: "*Necessary to conform to changes in Virginia statutory law or the appropriation act where no agency discretion is involved.*"

Having satisfied all legal requirements, you may proceed to take the necessary steps to promulgate this exempt regulation with the Registrar of Regulations.

Sincerely,

A handwritten signature in black ink, appearing to be "C. Mims", written over a light blue rectangular background.

Senior Assistant Attorney General

c: Elaine J. Yeatts, Agency Regulatory Coordinator  
Department of Health Professions